### CHARGES AGAINST PEABODY.

SAID HE WAS READY TO THROW OLD MUTUAL TRUSTEES.

Dickering Was With the Baker Policyholders' Committee-Men Designated for Slaughter Were Among the Trustees Who Elected Peabody-T. R. Fell Out.

These were interesting developments yesterday in the muddle in the Mutual Life Insurance Company resulting from the appearance in the field of a third, or fusion, ticket. The charge was made that George T. Dexter, second vice-president of the Mutual, representing the Peabody management, sought an interview with Bernard N. Baker, president of the Mutual Life Policyholders' Association, an opposition organization, with a view to patching up an administration ticket that would be satisfactory to the persons concerned.

It is charged further that Mr. Dexter designated certain of the old McCurdy trustees who ought to be dropped overboard and arranged for a meeting later between President Peabody and Mr. Baker. The trustees said to have been designated by Mr. Dexter are men who were active electing Mr. Peabody president and who are now up for the policyholders' vote on the administration ticket. Representatives of the policyholders' association say they have the list of names which Mr. Dexter personally checked. Mr. Dexter denies that the checking of the names for decapitation represented any opinion or sentiment on his part, but merely indicated the wishes and desires of President Baker of the policyholders' association. The Baker committee finally joined with the Untermyer organization in presenting the "united committees' ticket."

The news of the negotiations between the Peabody management and the leaders in the Baker committee came out as a result of the dismissal from the Mutual's service yesterday morning of T. Reed Fell. one of the company's managers in New York city and president of the Life Underwriters' Association. Mr. Fell is one of the company's agents nominated on the united committees' ticket and indorsed on the fusion ticket. The dismissal was in accordance with the policy of the McCurdy trustees who are up for reelection to drive the agents into supporting the administration ticket. Fell's dismissal was directed by the agency committee of the board, which is composed largely of trustees of the sid regime. Fell's brother, Herbert, who is also a prominent agent in this city, and two agency managers who are named on the fusion ticket, Biscoe Hindman of Louisville and Frederick O. Paige of Detroit, have been summoned to the Mutual offices and their heads will fall into the basket unless they pledge themselves not to work in support of the opposition ticket.

The Mutual Life Policyholders' Associa tion persuaded Mr. Fell to run on the united committees' ticket, and in view of his dismissal and a general message which has been sent out by President Peabody calling on all persons connected with the company "to sustain the administration ticket wholly and unreservedly" the association believes it is due Mr. Fell and the policyholders of the Mutual to know some of the circumstances under which his name was used. The statement, which is signed by John De Witt Warner, the association's

In April last George T. Dexter, one of the present officials of the Mutual Life Insurance Company, representing, as this association then believed and now believes, a large contingent of its present directorate, called apon our president, B. N. Baker, at Baltimore, for conference as to a ticket that, while satisfying the reasonable demands of policyholders, should, as he urged, also gdarantee efficiency and continuity in the conduct of its insurance business. On being requested be more specific, he designated Mesers. George F. Baker, Frederic Cromwell, Julien T. Davies, Charles R. Henderson, John W. Auchincless, Theodore Morford and Augustus gime who ought not to be reelected, and whom t could not be expected policyholders would tolerate. These men are now on the admin-

Upon this suggestion of a basis on which agreement could be had, at Mr. Dexter's instance, Mr. Baker consented to meet Mr. Peadid in company with Calvin Tompkins, vicepresident of this association.

At this meeting it soon became evident that no such concessions were likely to be secured from the present administration as to justify further conference with it. But it was not until the administration ticket appeared that we could have believed it possible that the McCurdy trustees could have been included in it. It was not until the publication this morning of the above telegram (the Peabody order regarding the support of the administration ticket) signed by Mr. Peabody and Mr. McClintock that we could have believed that the presence of the McCurdy trustees on the administration ticket was not recognized by many of their associates and the working staff of the company as certain to be resented by the great body of policyholders.

to the initial interview in question at As to the initial interview in question at which trustees now on the administration icket were branded as unfit, fuller information can be given if necessary.

The statement goes on to say that Mr. Fell, as president of the Life Underwriters' Association and a man of creditable prominence and high repute in his profession, seemed an ideal representative of the ex-pert insurance staff on the united ticket. Mr. Fell when first approached refused to

But," says the statement, "when urged to do so and advised of the above facts, which justified our belief that a reform administration would be welcomed and administration would be welcomed and supported by those of the present officials to whom the managers would naturally look, he consented, but absolutely without pledges and urging that a larger repre-sentation of the expert staff be included our united ticket than was finally decided upon.

policyholders' association says it deeply appreciates Mr. Fell's public spirit in not declining an embarrassing duty, and feels it but justice that the above fact

In regard to President Peabody's order calling for the support of all connected with the company for the administration

ticket, the statement says: "It is a piece of the selfish, merciless and brutal policy from which the Mutual's

colicyholders and its agency force alike have long suffered."

Vice-President Dexter issued this state-

ment in regard to the charges: Last spring with the knowledge of the president of this company I requested an interview with B. N. Baker, president of the Washington Policyholders' Association. in the interests of peace and harmony and for the purpose of learning the wishes of the policyholders he represented. The interview was granted and a discussion as to the policy of renomination by the administration and nominations by the Washington Policyholders' Association took rlace. The elimination of certain men on the company's list of trustees was by Mr. Baker regarded as necessary. I do not now remember the nes, but presume they were those named in Mr. Warner's statement. I returned the list with marks indicating Mr Baker's wishes and desires to President Peabody and Vice President McClintock, Baker and Calvin Tompkins, who further discussed the whole matter, with, as I understand, no favorable results. It is untrue that I stated the gentlemen named were unqualified to serve as trustees, and it was not then and is not now

my opinion and belief. The meeting between President Peabody and Mr. McClintock and the representatives of the policyholders' association took place

at a club in this city, the policyholders' representatives refusing to go to the Mutual offices for the conference. It is understood that the association's representatives at that conference demanded the climina-

stood that the association's representatives at that conference demanded the elimination of all the McCurdy trustees and that Mr. Peabody and Mr. McClintock refused to concede this.

The publication of the negotiations between the Baker committee and the Peabody administration is not calculated to create a spirit of harmony in Mutual circles at present. President Peabody has been in an embarrassing position ever since the third or fusion ticket appeared with his name on it and the names of all the McCurdy trustees omitted. For several days the Mutual offices have been flooded with telegrams from all parts of the country seeking information as to which ticket President Peabody was going to support. The fusion ticket already has some of the agency force behind it, and other agents were only waiting for the cue to take up the fight in that direction. Yesterday, however, President Peabody declared himself explicitly in favor of the administration ticket. This means that he will stand by the old McCurdy means that he will stand by the old McCurdy trustees and face the agency opposition behind the third ticket. Mr. Feabody's declaration was contained in a letter to Albert S. Bard, counsel for the nominators of the fusion ticket. Said be:

"I see no reason to change my previous fixed determination that the interests of this company and its policyholders demand the election of the administration ticket and I therefore decline the nomination on another ticket are supported to the company and its policyholders." ticket, which you have transmitted to me.

ticket, which you have transmitted to me."

Mr. Peabody adds that Mr. McClintock, the vice-president of the company, who also was nominated on the fusion ticket, joins him in his decision.

Mr. Bard issued a statement in which he said that Mr. Feabody makes no attempt to reconcile his letter declining the nomination with the one of Wednesday in which he said in effect that he would coasider whether or not he would approve the nomination.

G. R. Scrugham of the international policyholders' committee announced yesterday that Charles A. Hopkins of Boston and W. L. Peel of Atlanta, who were conscripted on the fusion ticket from the united committee's ticket, had sent word that they wouldn't accept the fusion nomination.

### BAIL FORFEITED FOR THREE. Rumor That Straw Bonds Were Given in

Primary Fraud Cases. Three men who were arrested last Tuesday night charged with illegal voting in the Tweny-fifth Assembly district, forfeited their bail bonds of \$500 each by not appearing in the Jefferson Market police court for examination yesterday afternoon. The men were David Robinson, colored, of 140 West Third street; George Hall of 26 Cornelia street, and David Thomas, colored, of 20 Minetta street.

The bonds were given by a man who said he was Carl Becker, a real estate operator of 230 East 110th street. He offered as security a house and lot at 1367 First avenue, valued at \$27,500.

When the accused failed to answer to their names in court Becker was called for. There was no response. Magistrate Baker declared the bail forfeited. There was a rumor in court that some one had impersonated Becker and given straw bail. Steps were taken to rearrest the alleged illegal voters.

#### BOOKMAKER ALEXANDER DEAD. Said Tailor Kaltman Stole Behind Him and Stabbed Him With Scissors.

Samuel Alexander, 41 years old, a bookmaker of 1762 Madison avenue, who was stabbed in the breast Thursday night by David Kaltman, a tailor of 1361 Fifth avenue, died yesterday in the Harlem Hospital. He made an ante-mortem statement in which he said Kaltman had made several threats to kill him during the year, but he had always ignored the man. The trouble was over Kaltman's wife, who is suing him for

over Kaltman's wife, who is suing him for divorce and who after she left her husband became Alexander's housekeeper.

Alexander told Coroner Dooley that the woman was merely a servant and received \$15 a month and board. He said Kaltman had crept up behind him and stabbed him with a pair of scissors. Kaltman had crept up behind him and stabbed him with a pair of scissors.

man escaped.

Alexander was reputed to be the proprietor of two Harlem poolrooms and made a book at the racetrack as well.

Dr. S. G. Courtney Pinckney died at Grandview on the Hudson Thursday of pulmonary troub le. He had been a resident of Atlanta, Ga., for the last five years, being a well known specialist in nervous disorders. He was connected with and part owner of the Peachtree nected with and part owner of the Peachtree Sanitarium at Atlanta. Dr. Pinckney was born at Grandview on July 14, 1899, his father being Stephen R. Pinckney, for years a prominent citizen there. He was graduated at the New York College of Physicians and Surgeons in 1893, and after being engaged in hospital work for some time took up the general practice of medicine in this city, which he continued for about two years. After that he travelled through the South and located in Atlanta, where he soon become prominent in his procession. For the last year he had been in failing health, and five weeks ago came back to his old home at Grandview, where he died on Thursday. He is survived by his wife and a daughter.

Thomas Edward Hambleton, one of Mary-

died on Thursday. He is survived by his wife and a daughter.

Thomas Edward Hambleton, one of Maryland's leading financiers and for years a member of the banking firm of Hambleton & Co., died in Baltimore vesterday. Mr. Hambleton was called the "Father of Rapid Transit" in Baltimore. He bought the old People's Line at auction and poured money into it to bring it up to the requirements at the time. He next induced the Widener-Elkins syndicate of Philadelphia to become interested in Baltimore, and finally brought about the amalgamation of all the street car lines. Another big project in which Mr. Hambleton was actively interested was the building of the West Virginia Central and Pittsburg Railroad and the Piedmont and Cumberland Railroad, the financing of both properties being handled by his house. These properties are now owned by the Gould interests. He also financed the various Baltimore gas companies, which have since been consolidated. Mr. Hambleton was 77 years old and a native of Maryland.

Philip F. Kobbe, vice-president and treas-

consolidated. Mr. Hambleton was 17 years old and a native of Maryland.

Philip F. Kobbe, vice-president and treasurer of the Westinghouse Electric Manufacturing Company, died at his country place, Hillfield, in Stockbridge, Mass., vesterday, He had been ill for some time and his death was not unexpected. Mr. Kobbe was born in New York October 24, 1842, and was educated in Germany. He served in the civil war as a member of the Seventh iRegiment. He became interested in electricty and was connected with the United States Lighting Company when it was absorbed in 1890 by the Westinghouse company. Mr. Kobbe was then elected vice-president and treasurer of the Westinghouse corporation. He was also identified with the British and French Westinghouse companies and with other Westinghouse companies and with other Westinghouse interests. He was a member of the Calumet and Richmond County Country clubs and the Society of Colonial Wars. He is survived by a wife and five children.

Col. Cornelius G. Bradshaw, a distinguished to the society of the service of the contraction of the color of the

and the Society of Colonial Wars. He is survived by a wife and five children.

Col. Cornelius G. Bradshaw, a distinguished Union soldier, lawyer and lecturer, died in Washington on Thursday. Col. Bradshaw was born in Shelbyville, Ky., and went to Illinois when a boy. He entered the Seventyninth Illinois as Chaplain but rose to the rank of Colonel before the war closed. He was wounded in battle more than twenty times and carried two bullets in his body for more than forty years. He practised law in Illinois and later in Montana, but finally settled in Washington, dividing his time between law and lecturing.

James Le Boutillier, a former member of the Cincinnati, New York and Philadelphia dry goods firm of J. Le Boutillier & Bros., is dead in Washington. He was born in the island of Guernsey 92 years ago. For the last five years he had lived in Washington with his daughter, the wife of Gen. J. J. O'Connell, U. S. A., retired.

David Brainerd Lester, formerly a hat

nell, U. S. A., retired.

David Brainerd Lester, formerly a hat manufacturer in New York, died on Wednesday at his home, 132 Hancock street, Brooklyn, in his sixty-ninth year. He was a civil war veteran and a veteran of the Seventh Regiment. He leaves a widow, son and two daughters.

Edgar Waterman Mesereau, a member of the Mesereau Manufacturing Company, died on Wednesday at his home, 479 Ocean avenue, Brooklyn. He was a member of the Twenty-third Regiment and the Crescent Athletic Club. He is survived by his wife.

#### Battleship Georgia in Boston Ready for Commission.

Boston, Sept. 21 .- The battleship Georgia arrived this morning at the navy yard, direct from Bath, Me., where she was Orders have been received to place the Georgia in commission and her first commanding officer, Capt. Richard G. Davenport, is on hand for the ceremony, which may take place to morrow.

NOT LIKELY TO BE CONTESTED BY THE HEIRS.

Mrs. Sage's Attorneys Announce That All Legacies Will Be Doubled-Some Alleged Descendants of Sally Sage, the Testator's Sister, May Make Trouble.

The will of Russell Sage was probated at the Surrogates' office yesterday. Prior to the filing of the instrument counsel for Mrs. Sage conferred with lawyers representing heirs and next of kin and announced that Mrs. Sage had decided to double all the legacies mentioned in the will, and following this announcement counsel for the heirs said they would not protest the filing of the will.

Through Mrs. Sage's decision the nephews and nieces will get \$50,000 each, instead. of the \$25,000 bequeathed in the will, and minor beneficiarles will receive correspondingly increased amounts. The general opinion in the Surrogates' office after the proceedings had ended was that there will be no contest to the will unless it be from the alleged descendants of Sally Sage, a sister of the testator, numbering nearly a score, who filed a claim as legatees through three up-State lawyers who were looking after their interests. It was generally supposed that Sally Sage had died without kin, but counsel for the Sage executors announced that her alleged descendants would get their share of the estate if they offered sufficient proof of their kinship. Their lawyers then withdrew their ob-

jections. Senator Edgar T. Brackett, who it has been said would contest the will in behalf of Edson Coonrad, an eight-year-old greatgrandnephew of Mr. Sage, who would only receive \$6,250 according to the original legacy, was at the office early, and after he had talked with Henry W. and Robert W. DeForest, counsel for Mrs. Sage, went before Probate Clerk Washburn with other lawyers representing heirs and said he would not protest the probating of the will, and Charles L. Hoffman, A. Welles Stump and other lawyers for heirs did likewise. Senator Brackett seemed entirely satisfied during the entire proceedings.

Bros. just before the will was probated: "Assuming no contest of Mr. Sage's will, Mrs. Sage has intended and intends to give each of Mr. Sage's relatives, beneficiaries under the will, an additional amount equal to his or her legacy and to do this as soon as possible after her qualification as executrix. This intention has been stated by her counsel. DeForest Bros., to such of the legatees as have made inquiry."

This statement was given out by DeForest

Edgar Townsend and Richard W. Freedman, the only two living witnesses of the will, which was signed February 11, 1901. were sent for and questioned by Clerk Washburn as to whether Mr. Sage was of sound mind, whether he was under any duress and whether he stated it to be his last will and testament. Their replies were satisfactory, and the clerk then an-nounced that the will was proved and would be given to Surrogate Fitz-

gerald for his decree.

Alexander Neish of Walton, District Atgerald for his decree.

Alexander Neish of Walton, District Attorney of Delaware county, representing alleged descendants of Sally Sage, then said that he would not file an objection to the decree being issued, but said he wanted to be placed in the position of obtaining the rights of his clients under the will. He accepted the suggestion of Charles A. Gardiner, counsel for Dr. Munn, and Charles W. Osborne, two of the executors, and Henry W. DeForest, who advised him to put in a claim, which they said would be honored if it were found to be just.

Surrogate Fitzgerald signed the decree and issued testamentary letters at 1 o'clock.

Mr. Nelsh said that Sally Sage, whose alleged heirs he represented, was born in 1807. At an early age she was married to

alleged heirs he represented, was born in 1807. At an early age she was married to one Ira Dariing, a tollgate keeper at Gilboa in Schoharie county. According to Mr. Neish her family, with the exception of Russell Sage, her brother, thought she had married beneath her station, and later refused to have anything to do with her. Her death is recorded in the Sage family Bible as having occurred June 31, 1818, at Oneonta, and is in the handwriting of her father. Mr. Neish points to the date, June 31, which was impossible, as evidence that Sally was impossible, as evidence that Sally Sage's death did not occur at that time. She really did die, he said, in June, 1904, she really did die, he said, in June, 1804, after having been twice married.

Sally Sage had one child, Julietta Darling, by her first husband and had no issue from her second marriage, according to Mr. Neish. Julietta Darling had five children, and it was on behalf of her descendants.

dren, and it was on behalf of her descendants, numbering a score, that a contest was
threatened for a time yesterday.

Henry W. DeForest declined to make
any further statement regarding the will
than was given out in the morning. "It
tells all there is to be told and there is
nothing behind it," he said. "If you want
to know whether there will still be any contests wou will have to ask the lawyers reptests you will have to ask the lawyers representing the heirs, but the natural inference to be drawn from the proceedings in the Surrogates' Court to-day is that the estate will be settled up without a

It was said yesterday that Mrs. Sage doubled the legacies upon advice of one of her lawyers who had been trying to reach an agreement with representatives of the heirs, but Mr. DeForest grew somewhat nettled when questioned on this point.

#### STEFFENS "WARNS" BINGHAM. Why the Magazine Reformer Promised to Testify for Schmittberger.

Police Commissioner Bingham handed to the reporters yesterday a copy of a letter which he received from J. Lincoln Steffens, who a few weeks ago announced that he would be a witness for Inspector Max Schmittberger at the inspector's trial. Gen. Bingham made no comment whatever on the letter. It reads:

Sept. 20, 1906. MY DEAR GENERAL BINGHAM:
It is due you, I think, to know in advance that I have told Inspector Schmittberger that I would testify, if he wished, to the fact

derstand that I venture to commit this breach of etiquette in the hope of helping to defeat a more serious offence upon your side, viz sitting in judgment upon the case of a man whom you have already found guilty. I say this to you not as a reproach, but simply in explanation of my repeating part of a

Also, however, I am actuated by the conviction that a police officer, who had many powerful friends when he did not do his duty, has been hounded ever since he set out to do right and made to feel that he has no friends, except a few who have no power, Yours very truly, J. LINCOLN STEFFENS.

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PARKHURST HOME, TALKING.

Boosta Hughes, Rapa Hearst, Scolds Jerome and Says a Word for Schmittberger. The steamship Baltic of the White Star Line got into port yesterday morning with the Rev. Charles H. Parkhurst, who has had his annual outing in the mountains of Swit-

in fine health and voice. Dr. Parkhurst has kept in touch with affairs here. When the reporters found him he started right off with a boost for the nomination of Charles E. Hughes for Governor. He handed a sockdolager to William Randolph Hearst, scolded District Attorney Jerome, gave Police Commissioner Bingham and the present administration fits for trying to railroad Inspector Max Schmittberger, but, shocking as it may seem, he had to confess that he didn't

zerland. The ministerial reformer returns

know Bill Sulzer. "The way to overcome evil is by good, he said, "and instead of wasting breath mentioning and discussing the men named why can't some one or some party put up man of sterling character, unque integrity, whose candidacy will be a credit to the great State of New York?"

When the question of a Republican candidate was mentioned the minister said, with

"I have great regard for Charles E. Hughes, and if he runs for Governor he will be my candidate."

Dr. Parkhurst then wanted to know if anything had been said against Mr. Hughes. A reporter volunteered the information that some people were saying that the insurance inquisitor was a "trust lawyer." "Well, it is very hard to select a man whose relations in business or social life

cannot be criticised," said Dr. Parkhurst, but Mr. Hughes is a man that the bosses and the politicians cannot handle. If the people settle this thing, and not the politicians, I am sure they will rally around

The preacher then switched to Mr. Hearst. "There are many good things about Mr. Hearst, but he is tainted in the minds of the people of New York, and to make him a Governor would be a diagrace to the State." Asked what the taint was, Dr. Parkhurst eplied solemnly:
"A moral taint."

"A moral taint."

The clergyman hesitated for a moment and continued:

"If, when Mr. Hearst first came to New York, he had fallen under wholesome influence—and I understand he is susceptible to influence—he might have done a great deal for the credit of this city; but he has not had a wholesome effect as a man or a journalist. His influence has not been for the good. His views in regard to municipal ownership have brought him a following, and there is a feeling of unrest at present in the minds of the public that makes a man of that class popular."

Dr. Parkhurst then took up District Attorney Jerome. He said the people had lost confidence in the District Attorney because since his election he hadn't shown

because since his election he hadn't shown he tremendous enthusiasm that he had

### UNIONS AGAINST UNIONS.

### War of Strikes Is Brought On by Competition for Work.

Competition for work has started a war of strikes on individual buildings between the unions under the arbitration agreement and the old unions which stopped work on a number of buildings yesterday. Though the bricklayers are under the arbitration agreement they went on strike at 128th street and Madison avenue against the Greater New York, Electrical Workers' Union, which is under the arbitration agreement, and in favor of the old Electrical Workers' Union. They also struck at 125th street and Pleasant avenue against nonunion wood lathers. Strikes owing to a fight between rival unions have also taken place on buildings in Amsterdam avenue between Seventy-second and Seventy-third

Two series of strikes occurred this week at the McCreety Building, which runs from Thirty-fifth street to Thirty-sixth street near Fifth avenue, which led to the distration agreement struck on the building, the general contractor for which is the Thompson-Starrett Company, to force the discharge of members of Plasterers' Union No. 25, and the members of No. 25 were discharged to make room for members of the new union of plasterers. Then the walking delegates of the old unions ordered their members out to force the reinstatement of the discharged plasterers. The old unions proved the stronger and the plasterers were reinstated yesterday. The last report was to the effect that no further strike has been

## BOYCOTTERS LOSE LONG FIGHT.

Union Heads Pay Fines After Six Years Contest in Courts.

WILKESBARRE, Pa., Sept. 21 .- After fighting for six years in an effort to prove their right to boycott the open shop firm of J. E. Patterson & Co. of this city, John J. Casey, Peter Koser and Daniel A. Post, officers of the Building Trades Council of this city, to-day paid into court \$841.55 costs and fines, for contempt of court. They were convicted of violating an injunction restraining them from boycotting the firm.

The progress of this case has been watched with keen interest throughout the United States both by the advocates of the open shop and the labor unions. The defendants were supported by their national organization, which provided funds for the fight and

Patterson & Co., in 1900, refused to sign a union closed shop agreement and soon afterward found the Building Trades Association was preventing men from working on buildings for which they supplied lumber. In October, 1901, an injunction restraining the defendants "from boycotting Patterson & Co. by calling off workingmen and ordering strikes on any buildings in the construction of which were being used materials furnished by Patterson & Co." was granted.

Later the court was informed that the defendants were continuing the boycott, and after a bitterly fought trial they were found guilty of contempt of court. They Association was preventing men from found guilty of contempt of court. They appealed to the Superior Court and the judgment of the lower court was affirmed.

#### FULLER COMPANY MAKES PEACE with the Allied Iron Associations-Open Shop Hereafter.

The George A. Fuller, Company, which was under charges for disobeying an order of the Allied Iron Association by reemploying union housesmiths at the Plaza Hotel, and which charges were referred to the board of governors of the Building Trades Employers' Association, has made its peace with the latter, it was announced yesterday. The firm will not be disciplined and is now working in harmony with the other em-

ployers. The firm has agreed to employ the housesmiths on all future contracts, including some which it is about to start, on the open shop basis and has made all the house-amiths at work on the Plaza Hotel get certificates from the employment bureau of the Allied Iron Associations, which means that they are employed individually and not as members of the union. Vice-President Clough of the George A. Full r Company said ast evening:

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Never before has such an opportunity been presented to music lovers to secure a a really FINE PIANO at such a saving in price. And this opportunity is only made possible because we are on the eve of moving downstairs into our magnificent warerooms, which, when completed, will represent all that is beautiful and best in design and appointment. By that time, all this stock must be closed out, so that we can show the new designs being made especially for our formal opening. Such an opportunity as this must appeal to hundreds!

## WM. KNABE & CO.,

**NEW YORK** 

WASHINGTON

## BALTIMORE

CHEROKEES MUST PAY \$150,000 Court Decides That the Indians' Attorneys

Are Entitled to Their Fee. WASHINGTON, Sept. 21.-According to decision handed down by Justice Gould of the District of Columbia Supreme Court to-day, Attorneys Sinkleberg, Neagle and Kirby of St. Louis and Edgar Smith of Vineta, Indian Territory, will receive a ee of \$150,000 for representing the Cherokee Indians in land claim cases. Justice Gould held that the contract to pay the attorneys the fee was valid and had to be lived up to by the Indian nation.

Some time ago the Cherokee Nation paid attorneys \$750,000 as fee for legal representtion in connection with the land claims. The litigation just closed was instituted by Attorney Boudinot on behalf of the Cherokees, who prayed the Court to enjoin the Secretary of the Interior and the Treasurer of the United States from paying the lawyers the \$150,000 on the ground that the contract to pay them that amount was not ratified by all the Cherokees. Counsel for the plaintiff contended that in view of the fact that the contract for the payment of \$150,000 was not sanctioned by the Cherokee Nation as a whole, but merely indorsed by the principal chief, Thomas Buckington, it was invalid.

The court ruled that the contract was The court ruled that the contract was executed in compliance with an act of Congress under which it was made. Justice Gould said that Congress has the power to prescribe the way in which claims in behalf of Indians should be prosecuted, and that the contract was properly drawn.

#### To Open Port of Baltimore to Admit Two Chinese Students.

WASHINGTON, Sept. 21 .- For the benefit of two young students from China, the port re will be open for a mi two to-morrow for the admission of Chinese two to-morrow for the admission of Chinese for the first time in the history of the immigration service. The open ports for Chinese on the Atlantic coast are New York, Boston and Tampa. The two Chinese thus favored by the acting Secretary of Commerce and Labor are Chares Thompson Foo and Tiam Hock Franking. They are travelling in company with the Rev. F. E. Lyons of Manila, an American missionary, and they are to be placed in schools in Michigan.

Busy Year in the Land Office.

WASHINGTON, Sept. 21,-The fiscal year ended June 30 last was one of the busiest twelve months periods in the history of the Government land service. More cash was taken in and more patents were issued than in any year for some time. Cash receipts from all sources were in excess of \$7.585,000, an increase of \$567,000 over the returns for the preceding year. Final entries and selections were made to the number of the process of th ther of 135,000, an increase of 30,000. Sixty thousand land patents of all classes were issued during the year.

### Movements of Naval Vessels.

WASHINGTON, Sept. 21.-The cruiser Charleston has arrived at Panama, the collier Cæsar at Shanghai, the tugs Hercules and Uncas at Norfolk and the tug Potomac at St. Pierre.

The cruiser Yankee has sailed from navy yard, New York, for Portsmouth, N. H., the torpedo boat Paul Jones from Blaine for Mare Island, and the collier Brutus from Singapore for Colombo.

Army and Navy Orders.

Army and Navy Orders.

Washington, Sept. 21.—The following army orders were issued to-day:
Lirst Lieut, George Garity, Second Cavalry, to Seattle, Wash, to relieve Capt, Grayson V. Heidt, Eleventh Cavairy, who will join his regiment.
Col. Ralph W. Hoyt, Twenty-fifth In:
Y, upon the completion of medical treatment — Geneva, N. Y, will proceed to his station.
The following transfers are made to take effect this date: Capt. Clark D. Dudley, from First to Fourteenth Cavalry; Capt. Edwin A. Hickman, from Fourteenth Cavalry; Major William A. Mann, from Fourteenth to Nineteenth Infantry; Major Henry C. Cabell, from Nineteenth to Fourteenth Infantry.

Major Henry C. Cabell, from Nineteenth to Four-teenth Infantry.
First Lieut, Gilbert A. Youngberg, Corps of Engineers, from Fort Leavenworth, Kan., to Third Battalion of Engineers.
The following assignments are announced: Major John H. Gardner, to First Cavairy; Capt. Frederick C. Johnson, to Second Cavairy; Lieut. Col. Wilber E. Wilder, to Eleventh Cavairy; Major Frederick S. Foltz, to Fifteenth Cavairy; Capt. Samuel A. Purviance, to Second Cavairy.
Lieut. Col. Robert J. C. Irvine, Twenty-first Infantry, to retiring board at San Francisco for examination,
The retirement of Second Lieut. Joseph I. McMul-

examination.

The retirement of Second Lleut, Joseph I. McMullen, Fitteenth Cavairy, is announced.

The following changes in the medical department are ordered: Col. John Van R. Hoff, Assistant Surgeon-General, from Department of the Missouri to Philippines Division; Col. Joseph B. Girard, Assistant Surgeon-General, from Philippines Division to San Francisco; Capt. Thomas L. Rhoades, Assistant Surgeon, from Military Academy, West Point, to Fort Crooks, Neb. The following navy orders were issued:

Lieut, E. P. Svarz, from Naval Academy, Annapolis, to the Georgia, Lieut, A. Bronson, Jr., from the Kearsarge to home and wait orders.
Lieut, E. S. Kellogg, to the Kearsarge.
Pay Director S. R. Calhoun, to navy yard, Portsmouth, N. H.
Professor of Mathematics H. E. Smith, to Naval Academy, Annapolis.

Father and Son Sue the Eric for \$65,000 Damages. MIDDLETOWN, N. Y., Sept. 21.-Two suits

for damages, aggregating \$65,000, have been instituted against the Erie Railroad by "We are now in perfect accord with the Building Trades Employers' Association. In fact we were always in accord with it in spite of some misunderstandings. We are employing the housesmiths on the open shop plan and did not intend to do snything else."

Instituted against the Eric Railroad by Austin Anderson and Robert P. Anderson. The Andersons are father and son. Austin Anderson, the father, was in the wreck of an excursion train returning from a pilgrimage to see Alton B. Parker at Ecopus two years ago. The son recently had a foot taken on by the care in this city.



## THERE IS NO DOUBT

of a disease it has in innumerable instances prevented a serious illness. The effect of

# **ENO'S 'FRUIT SALT**

upon any disordered, sleepless, or feverish condition is simply marvellous and unsurpassed. In fact it

**NATURE'S OWN REMEDY** 

ELLIS ISLAND MAN MOBBED.

Brothers of insane Immigrant Raise Riot Over His Deportation.

Nathan, Joseph, Reuben and Moses Stinzler, brothers, were in the Essex Market police court yesterday afternoon as prisoners of Immigration Inspector Robert Walsh

police court yesterday afternoon as prisoners of Immigration Inspector Robert Walsh and Policeman Brueck of the Eldridge street station house. Moses Stinzler, who has been in the country but eighteen months, eight of which he has spent in the asylum for the insane on Randall's Island, was on his way to Ellis Island to be deported. He was in charge of Walsh and an assistant named White.

The party stopped at 68 Rivington street, where Nathan and Joseph Stinzler live, to get Moses's clothes. It was early afternoon and the streets were crowded with Jews celebrating their new year. White stayed on the sidewalk with the prisoner and Walsh went up stairs.

As soon as he got inside the Stinzler flat, Walsh says, he was set upon and beaten. The commotion spread and in a moment the whole house was in an uproar. A thousand people collected before the door and White hustled his prisoner to the station house and asked for help. Policeman Brueck was sent back with him.

In the meantime Walsh had been trying to get out of the house. He had forced his way partly down the stairs when the cop arrived. Brueck fought his way up the stairs and rescued Walsh. Then he arrested the three Stinzler brothers and got them safely to the station house.

Reuben, who lives at 182 Allen street, was fined \$5 for interfering with Brueck. Walsh, who wasn't sure whether or not he had authority to make an arrest, wanted the other two prisoners taken before a United States Commissioner. Magistrate

the other two prisoners taken before a United States Commissioner. Magistrate Sweetser accordingly held them in \$1,000 each to give Walsh an opportunity to make a complaint and have Federal warrants

### ANTI-GAMBLING CAMPAIGN.

Field Forces of Reform Bureau Stationed So They Can Be Concentrated in New York. ALBANY, Sept. 21 .- A new phase of the campaign against betting at the races developed to-day in the announcement that the Rev. Dr. G. W. Peck, superintendent of the Albany district of the New York State Anti-Saloon League, had resigned to become a district secretary of the International Reform Bureau. The change takes place on October 1. His first work will be to organize the anti-graphlics of the control of th

takes place on October 1. His first work will be to organize the anti-gambling forces of western New York.

The Rev. A. S. Gregg has been transferred from New England and assigned to New York for the management of the anti-gambling campaign, with head-quarters in Albany. The field workers of the reform bureau in the Eastern States are being stationed so they can be easily concentrated in New York this fall and winter to take part in the anti-gambling campaign



SLEUTH PLAYED HAYSEED. Gun in His Bag Instead of a Wad-Aileged

Green Goods Men Nabbed. Two alleged green goods men fell into the old fashioned police trap yesterday and were landed behind the bars at Police Headquarters by Detectives Boppi and Archipoli of Inspector McLaughlin's squad. They gave their names as Thomas Ryan, 24 years old, of 66 Madison street, and James Gilbert, 46, living at 174 West Forty-

seventh street. Some time ago the postal authorities notified Inspector McLaughlin that green goods operators had been sending advertisements to Milford, Oakland county, Mich. Inspector McLaughlin arranged through the postmaster of that place to have a farmer of the vicinity answer one of the advertisements and send notice of the advertisements and send notice of his forthcoming trip to New York to "do business." Yesterday was the day set for the farmer's arrival, and a cheap hotel at Fifty-fifth street and Ninth avenue

was named as a meeting place.

Detective Boppi went up the Hudson yesterday morning disguised as a rustic.
He got off at Fishkill and came back to
the Grand Central Station. From there
to the hotel he was shadowed by two men.
They, in turn, were followed by Detective
Archipoli.

Bearing the two got rich swiels estimate

Boppi met the two get-rich-quick artists and the tall buildings were shown to him for an hour or so. Then the two returned

for an hour or so. Then the two returned to the hotel to do business.

The two sharpers flashed \$1,000 in real money on Boppi, then they offered him, he alleges, four rolls of the green stuff. Boppi opened his carpet bag to get his money to pay for the green stuff. Boppi opened his carpet bag to get his money to pay for the goods. Instead of money he brought out a revolver and two pairs of bracelets. He persuaded the sharpers to put the irons on themselves. Then Archipoli, who had been waiting outside the door to be handy in case of trouble, came in and together the detectives excerted their prisoners to headquarter.